

195425US



#10

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

JIANMIN QIAO

SERIAL NO: 09/654,078

FILED: SEPTEMBER 1, 2000

FOR: DUAL DAMASCENE STRUCTURE  
AND METHOD OF MAKING

:

: GROUP ART UNIT: 2814

:

: EXAMINER: PHAM, H.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Applicants hereby petition that the above-identified application be revived and restored to pending status.

The abandonment of the above-identified application was caused when Applicants' representative made a procedural error by filing an RCE on May 29, 2002 (see attached date-stamped filing receipt), in response to the non-final Office Action dated November 29, 2001.

An Amendment in response to the Office Action dated November 29, 2001, is attached.

The petition fee of \$1,280.00 set forth in 37 C.F.R. §1.17(m) is attached.

The entire delay in filing the required reply from the due date for the reply until the filing of this petition was unintentional.

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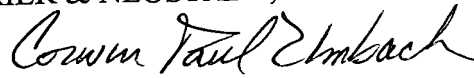
AUG 07 2002

OFFICE OF PETITIONS

Applicants submit that no terminal disclaimer under 37 C.F.R. 1.137(d) is required.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



Norman F. Oblon  
Attorney of Record  
Registration No. 24,618

Corwin P. Umbach, Ph.D.  
Registration No. 40,211

Attachments:

Date-stamped filing receipt  
Amendment



**22850**

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Fax #: (703) 413-2220  
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OSMM&N File No. 195425US77

Serial No. 09/654,078

Dept.: CHEMICAL

By: RLC:CPU:mb

In the matter of the Application of: **Jianmin QIAO**

For: **DUAL DAMASCENE STRUCTURE AND METHOD OF MAKING**

The following has been received in the U.S. Patent Office on the date stamped hereon:

- |   |  |                                 |
|---|--|---------------------------------|
| <input type="checkbox"/> pp. Specification  | <input type="checkbox"/> Claims/Drawings                         | <input type="checkbox"/> Sheets |
| <input type="checkbox"/> and  | <input type="checkbox"/> Pages Application Data Sheet            |                                 |
| <input type="checkbox"/> Combined Declaration, Petition & Power of Attorney                             |  | <input type="checkbox"/> pages  |
| <input type="checkbox"/> List of Inventor Names and Addresses   |  |                                 |
| <input checked="" type="checkbox"/> <b>Request for Continued Examination (RCE) Transmittal</b>          |  |                                 |
| <input type="checkbox"/> Notice of Priority   | <input type="checkbox"/> Priority Doc                            |                                 |
| <input checked="" type="checkbox"/> <b>Check for \$1,790.00</b>   | <input checked="" type="checkbox"/> <b>Dep. Acct. Order Form</b> |                                 |
| <input type="checkbox"/> Fee Transmittal Form   |  |                                 |
| <input type="checkbox"/> Assignment/PTO 1595 pages:   |  |                                 |
| <input checked="" type="checkbox"/> <b>Letter to Official Draftsman</b>                                 |  |                                 |
| <input type="checkbox"/> Letter Requesting Approval of Drawing Changes                                  |  |                                 |
| <input checked="" type="checkbox"/> <b>Formal Drawings: Three (3) sheets for Figs. 1, 2 &amp; 3A-3D</b> |  |                                 |
| <input type="checkbox"/> Letter   |  |                                 |
| <input type="checkbox"/> Amendment  |  |                                 |
| <input type="checkbox"/> Information Disclosure Statement   | <input type="checkbox"/> PTO-1449                                |                                 |
| <input type="checkbox"/> Cited References   |  |                                 |
| <input type="checkbox"/> Search Report  |  |                                 |
| <input type="checkbox"/> Statement of Relevancy   | <input type="checkbox"/> Cited Pending Applications              |                                 |
| <input type="checkbox"/> IDS/Related/List of Related Cases  | <input type="checkbox"/> Election Response                       |                                 |
| <input type="checkbox"/> Restriction Response   |  |                                 |
| <input type="checkbox"/> Rule 132 Declaration   |  |                                 |
| <input checked="" type="checkbox"/> <b>Petition for Extension of Time (three month)</b>                 |  |                                 |
| <input type="checkbox"/> Notice of Appeal   |  |                                 |
| <input type="checkbox"/> Brief  |  |                                 |
| <input type="checkbox"/> Issue Fee Transmittal  |  |                                 |
| <input type="checkbox"/> White Advance Serial Number Card   |  |                                 |
| <input type="checkbox"/> Small Entity Status is claimed   |  |                                 |
| <input type="checkbox"/>  |  |                                 |
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Due Date: May 29, 2002

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